

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OHIO
EASTERN DIVISION**

KEVIN W. TARR,)	CASE NO. 3: 04 CV 7681
)	
Petitioner,)	
)	JUDGE DONALD C. NUGENT
v.)	
)	
)	
JULIUS WILSON, WARDEN,)	JUDGMENT
)	
Respondent.)	

Pursuant to a Memorandum Opinion and Order of this Court, Petitioner's objection to the Report and Recommendation (ECF # 15) is **OVERRULED**, the Report and Recommendation of Magistrate Judge Limbert is hereby **ADOPTED** (ECF # 13), and Petitioner's Petition for a Writ of Habeas Corpus is **DISMISSED**.

Further, the Court certifies, pursuant to 28 U.S.C. § 1915(a)(3), that an appeal from this decision could not be taken in good faith, and there is no basis upon which to issue a certificate of appealability. 28 U.S.C. § 2253(c); Fed. R. App. P. 22(b).

IT IS SO ORDERED.

s/Donald C. Nugent
DONALD C. NUGENT
United States District Judge

DATE: 12/06/05